

**A RESOLUTION
BY FINANCE/EXECUTIVE COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE AGREEMENT WITH BURNETT LIME COMPANY, INCORPORATED FOR CAL-FLO LIME SLURRY AT THE CHATTACHOOCHEE TREATMENT PLANT COMPLEX AND HEMPHILL TREATMENT PLANT COMPLEX, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED SIX HUNDRED THOUSAND DOLLARS (\$600,000.00); ALL CONTRACT WORK SHALL BE CHARGED TO AND PAID FROM 5051 (WATER & WASTEWATER REVENUE FUND) 170404 (DWM WATER TREATMENT COMPLEX-CHATTACHOOCHEE) 5311003 (CHEMICALS) 4430000 (TREATMENT DEFAULT) - (\$300,000.00) AND 5051 (WATER & WASTEWATER REVENUE FUND) 170405 (DWM WATER TREATMENT COMPLEX-HEMPHILL) 5311003 (CHEMICALS) 4430000 (TREATMENT DEFAULT) - (\$300,000.00); AND FOR OTHER PURPOSES.

WHEREAS, lime slurry is a chemical mandated by Georgia Environmental Protection Agency (EPA), for water production; and

WHEREAS, the Department of Watershed Management/Bureau of Drinking Water Chattahoochee Treatment Plant Complex and the Hemphill Treatment Plant Complex both have pH adjustment systems designed to utilize the Cal-Flo Lime Slurry System; and

WHEREAS, the Burnett Lime Company, Incorporated is the sole vendor for the Cal-Flo Lime Slurry for the pH adjustment systems at the Chattahoochee Treatment Plant Complex and the Hemphill Treatment Plant Complex ("Treatment Plants"); and

WHEREAS, the Burnett Lime Company, Incorporated is the recommended sole source provider for the Cal-Flo Lime Slurry Product for the pH adjustment systems at the Treatment Plants; and

WHEREAS, the Chief Procurement Officer has authorized a sole source procurement in accordance with the City of Atlanta Code of Ordinances Section 2-1191; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement recommend that the contract for Cal-Flo Lime Slurry at the Chattahoochee Treatment Plant Complex and Hemphill Treatment Plant Complex, be awarded to Burnett Lime Company, Incorporated in an amount not exceed Six Hundred Thousand Dollars (\$600,000.00); and

WHEREAS, the City has determined that it is desirable and in its best interests to make such recommended award.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute a sole source procurement with Burnett Lime Company, Incorporated for Cal-Flo Lime Slurry at the Chattahoochee Treatment Plant Complex and Hemphill Treatment Plant Complex, in an amount not exceed Six Hundred Thousand Dollars (\$600,000.00).

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to assist the City Attorney in the preparation of the Contract for execution by the Mayor.

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from 5051 (Water & Wastewater Revenue Fund) 170404 (DWM Water Treatment Complex-Chattahoochee) 5311003 (Chemicals) 4430000 (Treatment Default) - (\$300,000.00) and 5051 (Water & Wastewater Revenue Fund) 170405 (DWM Water Treatment Complex-Hemphill) 5311003 (Chemicals) 4430000 (Treatment Default) - (\$300,000.00).

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to assist the City Attorney in the preparation of an appropriate contractual agreement for execution by the Mayor.

BE IT FINALLY RESOLVED, that the Contract will not become binding upon the City, and the City will incur no liability under it until the Contract is executed by the Mayor, attested to by the Municipal Clerk, approved by the City Attorney as to form and delivered to Burnett Lime Company, Incorporated.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: Finance/Executive Committee

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE AGREEMENT WITH BURNETT LIME COMPANY, INCORPORATED FOR CAL-FLO LIME SLURRY AT THE CHATTACHOOCHEE TREATMENT PLANT COMPLEX AND HEMPHILL TREATMENT PLANT COMPLEX, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED SIX HUNDRED THOUSAND DOLLARS (\$600,000.00); ALL CONTRACT WORK SHALL BE CHARGED TO AND PAID FROM 5051 (WATER & WASTEWATER REVENUE FUND) 170404 (DWM WATER TREATMENT COMPLEX-CHATTACHOOCHEE) 5311003 (CHEMICALS) 4430000 (TREATMENT DEFAULT) - (\$300,000.00) AND 5051 (WATER & WASTEWATER REVENUE FUND) 170405 (DWM WATER TREATMENT COMPLEX-HEMPHILL) 5311003 (CHEMICALS) 4430000 (TREATMENT DEFAULT) - (\$300,000.00); AND FOR OTHER PURPOSES.

Council Meeting Date: November 3, 2007

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

THE PURPOSE OF THIS LEGISLATION IS TO PROVIDE LIME SLURRY, A CHEMICAL MANDATED BY GEORGIA ENVIRONMENTAL PROTECTION AGENCY (EPD), FOR WATER PRODUCTION AT THE CHATTACHOOCHEE TREATMENT PLANT COMPLEX AND THE HEMPHILL TREATMENT PLANT COMPLEX.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

Cal-Flo lime slurry is a proprietary product that the Burnett Lime Company Incorporated manufactures. The Burnett Lime Company Incorporated is the Sole Source Vendor for the Cal-Flo Lime Slurry Product that BDW (Bureau of Drinking Water) uses for pH adjustment at the treatment plants. The Current pH adjustment system at each treatment plant was designed to utilize the Cal-Flo Lime Slurry System and to modify it at this time would not be an easy, quick, or inexpensive task.

3. If Applicable/Known:

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Professional Services
- (b) **Source Selection:** Sole Source
- (c) **Bids/Proposals Due:** N/A
- (d) **Invitations Issued:** N/A
- (e) **Number of Bids:** N/A
- (f) **Proposals Received:** N/A
- (g) **Bidders/Proponents:** N/A
- (h) **Term of Contract:** N/A

4. Fund Account Center (Ex. Name and number): 5051(Water & Wastewater Revenue Fund)170404 (DWM Water Treatment Complex-Chattahoochee) 5311003 (Chemicals) 4430000 (Treatment Default) & 5051 (Water & Wastewater Revenue Fund) 170405 (DWM Water Treatment Complex-Hemphill) 5311003 (Chemicals 4430000 (Treatment Default).

Fund: _____ **Account:** _____ **Center:** _____

5. Source of Funds: Example: Local Assistance Grant

6. Fiscal Impact: This legislation will result in a reduction in the amount not to exceed Six Hundred Thousand Dollars \$600,000.00. Funds will be split among accounts at Three Hundred Thousand Dollars \$300,000.00 each as listed above.

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: R. Marie Pope, Buyer

Legislation Summary

Committee of Purview:

Caption

A resolution authorizing the Mayor to execute an appropriate contractual agreement on behalf of the Department of Watershed Management with Burnett Lime Company, Inc. in an amount not to exceed six hundred thousand dollars and no cents (\$600,000.00). All contract work shall be charged to and paid from fund account and center numbers: 5051 (Water & Wastewater Revenue Fund), 170404 (DWM Water Treatment Complex-Chattahoochee), 5311003 (Chemicals), 4430000 (Treatment Default) – (\$300,000.00) and 5051 (Water & Wastewater Revenue Fund), 170405 (DWM Water Treatment Complex-Hemphill), 5311003 (Chemicals), 4430000 (Treatment Default) – (\$300,000.00).

Council Meeting Date:

November 3, 2008

Legislation Title:

Resolution authorizing the Chief Procurement Officer to utilize in Pursuant to City Code Section 2-1191 (Sole Source Procurement), for the purpose of Cal-Flo Lime Slurry for the Chattahoochee Treatment Plant Complex and Hemphill Treatment Plant Complex on behalf of the Department of Watershed Management in an amount not to exceed six hundred thousand dollars and no cents (\$600,000.00). All contract work shall be charged to and paid from fund account and center numbers: 5051 (Water & Wastewater Revenue Fund), 170404 (DWM Water Treatment Complex-Chattahoochee), 5311003 (Chemicals), 4430000 (Treatment Default) – (\$300,000.00) and 5051 (Water & Wastewater Revenue Fund), 170405 (DWM Water Treatment Complex-Hemphill), 5311003 (Chemicals), 4430000 (Treatment Default) – (\$300,000.00).

Requesting Department:

Department of Watershed Management

Contract Type:

N/A

Source Selection:

Pursuant to City Code Section 2-1191 (Sole Source Procurement)

Bids/Proposals Due:	N/A
Invitations Issued:	N/A
Number of Bids/ Proposals Received:	N/A
Bidders/Proponents:	N/A
Justification Statement:	N/A
Background:	N/A
Fund Account Centers:	5051 (Water & Wastewater Revenue Fund), 170404 (DWM Water Treatment Complex-Chattahoochee), 5311003 (Chemicals), 4430000 (Treatment Default) – (\$300,000.00) and 5051 (Water & Wastewater Revenue Fund), 170405 (DWM Water Treatment Complex-Hemphill), 5311003 (Chemicals), 4430000 (Treatment Default) – (\$300,000.00).
Source of Funds:	N/A
Fiscal Impact:	N/A
Term of Contract:	N/A
Method of Cost Recovery:	N/A
Approval: DOF: DOL:	
Prepared By:	Patricia Lowe, Buyer
Contact Number:	404.330.6583



CITY OF ATLANTA

Shirley Franklin
Mayor

SUITE 1790
55 TRINITY AVENUE, SW
ATLANTA, GA 30303
(404) 330-6204 Fax: (404) 658-7705
Internet Home Page: www.atlantaga.gov

DEPARTMENT OF PROCUREMENT
Adam L. Smith, Esq., CPPB
Chief Procurement Officer
asmith@atlantaga.gov

October 7, 2008

SOLE SOURCE PROCUREMENT CERTIFICATION

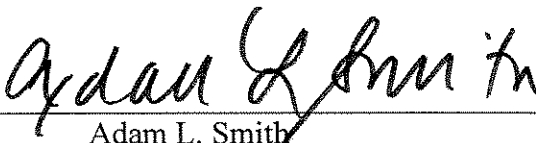
This sole source request is made for Burnett Lime Company, Inc., for CAL-FLO Lime Slurry and all other related products for the City of Atlanta, Department of Watershed Management.

Having conducted an investigation of the available sources regarding the materials, goods and/or services stipulated herein pursuant to § 2-1191 of the City of Atlanta Code of Ordinances, Sole Source Procurement, my findings are the following:

1. Burnett Lime Company, Inc. - Is the sole source of CAL-FLO Lime Slurry. It is a Burnett Lime Company, Inc. registered trademark, which is produced and sold with the CAL-FLO patented slurry system.
2. Burnett Lime Company, Inc. - Has distributed and manufactured a wide variety of products linked to the lime industry, since 1983. Their products relates to water/wastewater treatment, athletic/recreation departments, and lawn/garden outlets. For the water treatment industry, Burnett Lime Company, Inc., manufactures the patented CAL-FLO System and Slurry. The system has proven, over the years, to be operator friendly and accurate in pH control.
3. Burnett Lime Company, Inc. - CAL-FLO Liquid Limestone (Slurry) is a specifically micro sized suspension that maximizes the efficiency of pH adjustment in numerous types of applications. CAL-FLO Liquid Limestone (Slurry) treats the water rather than the sediment as seen with larger particles of dry limestone.
4. Burnett Lime Company, Inc. - Is located at 7095 Highway 11, Campobello, SC 29322.

I, Adam L. Smith, by the authority vested in me pursuant to § 2-1137, do hereby approve, direct and authorize the sole source procurement for Requisition Number:

125-357 for Burnett Lime Company, Inc., for CAL-FLO Lime Slurry and all other related products for the City of Atlanta, Department of Watershed Management.


Adam L. Smith



CITY OF ATLANTA
DEPT. OF PROCUREMENT

08 SEP 23 PM 2:45

SHIRLEY FRANKLIN
MAYOR

CITY OF ATLANTA
55 TRINITY AVENUE., SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30303-0324
OFFICE (404) 330-6081
FAX (404) 658-7194

DEPARTMENT OF
WATERSHED MANAGEMENT

ROBERT J. HUNTER
Commissioner

September 22, 2008

TO: Adam L. Smith, Esq., CPPB
Chief Procurement Officer
Department of Procurement

FROM: Robert J. Hunter, Commissioner
Department of Watershed Management

RE: **LEGISLATIVE REQUEST**
Sole Source Blanket Contract
Project: Cal-Flo Lime Slurry
Contractor: Burnett Lime Company Incorporated

Please prepare the appropriate legislation for Cycle 18 (November 3, 2008) for the above-referenced contract for the purpose of authorizing a purchase of the chemical, Lime Slurry which is mandated by Georgia Environmental Protection Agency (EPD), for water production at the Chattahoochee Treatment Plant Complex and the Hemphill Treatment Plant Complex.

Burnett Lime Company Incorporated is the Sole Source Vendor for the Cal-Flo Lime Slurry product which the Bureau of Drinking Water (BDW) uses for pH adjustment at the treatment plants. Cal-Flo Lime Slurry is a proprietary product that Burnett Lime Company Incorporated manufactures.

If you have any questions concerning this matter, please feel free to contact Gwendolyn J. Carswell, Watershed Manager at (404) 330-6331 or Marie Pope, Buyer at (404) 330-6373.

Your cooperation is appreciated in this matter.

RJH:mp

c: Sheila Pierce, Deputy Commissioner, DWM
Christopher Hebbard, Deputy Commissioner, DWM
Benjamin Kuku, Director of Administration, BDW
Karla Brown, Accounting Manager, BDW
File

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: _____ Maisha L. Wood _____

Contact Number: _____ (404) 330-6887 _____

Originating Department: _____ Department of Watershed Management _____

Committee(s) of Purview: _____ Finance/Executive _____

Chief of Staff Deadline: _____ October 15, 2008 _____

Anticipated Committee Meeting Date(s): _____ October 29, 2008 _____

Anticipated Full Council Date: _____ November 3, 2008 _____

Legislative Counsel's Signature: _____

Commissioner Signature: _____

Chief Procurement Officer Signature: _____

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE AGREEMENT WITH BURNETT LIME COMPANY, INCORPORATED FOR CAL-FLO LIME SLURRY AT THE CHATTACHOOCHIEE TREATMENT PLANT COMPLEX AND HEMPHILL TREATMENT PLANT COMPLEX, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED SIX HUNDRED THOUSAND DOLLARS (\$600,000.00); ALL CONTRACT WORK SHALL BE CHARGED TO AND PAID FROM 5051 (WATER & WASTEWATER REVENUE FUND) 170404 (DWM WATER TREATMENT COMPLEX-CHATTACHOOCHIEE) 5311003 (CHEMICALS) 4430000 (TREATMENT DEFAULT) - (\$300,000.00) AND 5051 (WATER & WASTEWATER REVENUE FUND) 170405 (DWM WATER TREATMENT COMPLEX-HEMPHILL) 5311003 (CHEMICALS) 4430000 (TREATMENT DEFAULT) - (\$300,000.00); AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): \$600,000.00

Mayor's Staff Only

Received by CPO: _____
(date)

Received by LC from CPO: _____
(date)

Received by Mayor's Office: 10/28/08 Amc
(date)

Reviewed by: _____
(date)

Submitted to Council: _____
(date)